

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ANDRAS ERDEL,

Plaintiffs,

ANSWER

-against-

Docket No: 1:11 CV 01028 DLC

LUFTHANSA GERMAN AIRLINES,

Defendant.

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The Defendant, Deutsche Lufthansa AG incorrectly sued herein as Lufthansa German Airlines, by the undersigned, as and for its answer to the plaintiff's Complaint, sets forth the following:

1. Denies the allegations contained in plaintiff's Complaint.

AS AND FOR A FIRST SEPARATE AND COMPLETE AFFIRMATIVE DEFENSE

2. The rights, duties and obligations of the parties herein are governed and controlled by the terms and provisions of the Montreal Convention and the terms and provisions of the Contract of Carriage.

AS AND FOR A SECOND SEPARATE AND COMPLETE AFFIRMATIVE DEFENSE

3. The liability, if any, of the answering defendant is restricted to and limited by the terms and provisions of the Montreal Convention pursuant to the Contract of Carriage.

WHEREFORE, judgment is demanded dismissing the plaintiff's Complaint.

DATED: Hauppauge, New York
March 10, 2011

Yours etc.,
Law Office of William J. Fitzpatrick


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